

MAC

In re Patent Application of:)
KRAUS et al.)
) Examiner: **BENNETT, GEORGE B**
Serial No. **10/032,435**)
) Art Unit: **2859**
Filing Date: **DECEMBER 31, 2001**)
) Attorney Docket No.
For: **METHOD AND APPARATUS FOR**) **46.3025**
 LOCATING THE CENTER OF A)
 CIRCLE)

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

MAY 25 2006

OFFICE OF PETITIONS

Sir:

The Applicants filed the present application on December 31, 2001. A non-final Office Action was issued on November 25, 2002. The response to that Office Action, without any time extensions, was due on February 25, 2003.

The inventors filed this patent application *pro se*. The first named inventor, Andrew Kraus, had just graduated high school at the time that this application was filed and was attending college at the University of Florida. Mr. Kraus did not appreciate the urgency in responding to the Office Action issued by the PTO. Unfortunately, Mr. Kraus failed to timely file an appropriate response to the Office Action due to this lack of appreciation for PTO procedure. Further, the second named inventor, David Peltz, was not made aware that the Office Action had been issued. Accordingly, the entire delay in filing an appropriate response was unintentional.

05/24/2006 CHUYEN 00000011 10032435
01 FC:2453

750.00 0P

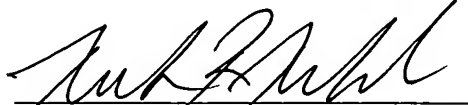
In re Patent Application of:
KRAUS et al.
Serial No. **10/032,435**
Filed: **DECEMBER 31, 2001**

RECEIVED
MAY 25 2006
OFFICE OF PETITIONS

Upon Mr. Kraus' realization that the above-referenced patent application was unintentionally abandoned, the undersigned attorney was contacted. In late April, the undersigned attorney met with Mr. Peltz to review the situation (Mr. Kraus was away at college and, as such, was unavailable for the conference). The Applicants' attorney has moved diligently to prepare the attached response to the Office Action and this Petition to Revive the Unintentionally Abandoned Application. Since the time that this application became unintentionally abandoned, Mr. Kraus has been attending the University of Florida, and is about to graduate in August.

Pursuant to 37 C.F.R. §1.137(b), the reply to the outstanding Office Action is attached herewith. Further, the Applicants submit herewith the requisite fee pursuant to 37 C.F.R. §1.17(m). As noted above, the entire delay in filing the required reply was unintentional. The Commissioner is authorized to charge any discrepancies to Deposit Account No. **503378**.

Respectfully submitted,



MARK R. MALEK

Reg. No. 46,894

The Torpy Group, P.L.

202 N. Harbor City Blvd.

Suite 200

Melbourne, Florida 32935

(321) 255-2332 Telephone

(321) 255-2351 Facsimile

(321) 821-1815 Direct Fax

Attorney for Applicants

In re Patent Application of:
KRAUS et al.
Serial No. 10/032,435
Filed: **DECEMBER 31, 2001**



RECEIVED

MAY 25 2006

OFFICE OF PETITIONS

CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. §1.137(b) has been forwarded via U.S. Mail to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 this 19th day of May, 2006.


Emily L. Kuss